



1601/1652 0360

PATENT
ATTORNEY DOCKET NO. DIVER1440-2

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark Madden, et al. Art Unit: 1632
Application No.: 09/751,299 Examiner Unassigned
Filed: December 28, 2000
Title: METHODS FOR PRODUCING ENANTIOMERICALLY PURE ALPHA-SUBSTITUTED CARBOXYLIC ACIDS

TECH CENTER 1600/2900

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL SHEET

Sir:

Transmitted herewith for the above-identified application please find:

1. A Response to the Notice of Incomplete Reply;
2. A copy of the Notice of Incomplete Reply;
3. A copy of the Notice to File Missing Parts;
4. A copy of the Amendment and Response to Notice to Comply with Sequence Listing Requirements Under 37 C.F.R. §§ 1.821-1.825;
5. A Statement Under 37 C.F.R. §§ 1.821 (f) and (g); and 37 C.F.R. § 1.825;
6. A Verified Statement Under 37. C.F.R. § 1.821; and
7. Return Postcard

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, June 28, 2001 in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Name of Person Mailing Page

Signature

Applicants:

Serial No.:

Filed:

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PATENT

Attorney Docket No.: _____

No fee is believed due with this Response; however, the Commissioner is hereby authorized to charge any other fees that may be required by this paper, or credit overpayments, to Deposit Account No. 55-1355. A copy of this Transmittal Letter is attached.

Respectfully submitted,

Date: _____

6/26/01



Lisa A. Haile, Ph.D.

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Facsimile: (858) 677-1465

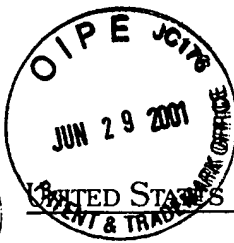
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1600
San Diego, California 92121-2189

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20503
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/751,299	12/28/2000	Mark Madden	DIVER1440-2

CONFIRMATION NO. 8629

FORMALITIES LETTER



OC000000006167722

LISA A. HAILE, PH.D.
GRAY CARY WARE & FREIDENRICH LLP
Suite 1600
4365 Executive Drive
San Diego, CA 92121

Date Mailed: 06/11/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/751,299	12/28/2000	Mark Madden	DIVER1440-2

CONFIRMATION NO. 8629

FORMALITIES LETTER



OC000000005870955

Lisa A. Haile
Gray Cary Ware & Freidenrich LLP
Suite 1600
4365 Executive Drive
San Diego, CA 92121-2189**RECEIVED**

MAR 22 2001

GRAYCARY/GT PATENT

Date Mailed: 03/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$290.
 - \$90 for 10 total claims over 20.
 - \$200 for 5 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 710.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

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*A copy of this notice **MUST** be returned with the reply.*

Worrene Nervo

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